S T A T E O F N E W Y O R K

4613--A

2009-2010 Regular Sessions

I N A S S E M B L Y

February 5, 2009

Introduced by M. of A. PARMENT -- read once and referred to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to validate certain acts of the Fredonia central school district with regard to a certain capital improvement project

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Legislative intent. The legislature hereby finds that the Fredonia central school district approved a capital improvement project which is designated project number 06-22-01-06-009-008. In addition, the project was eligible for certain state aid. The legislature further finds that due to ministerial error, the required filing of the final cost report for such project was not made by such district in a timely manner making the district ineligible for certain aid. The legislature further finds that without such aid, the capital improvement project will impose an additional, unanticipated hardship on district taxpayers.

S 2. All the acts done and proceedings heretofore had and taken or caused to be had or taken by the Fredonia central school district and by all its officers or agents relating to or in connection with a certain final cost report to be filed with the state education department for project 06-22-01-06-009-008, and all acts incidental thereto are hereby legalized, validated, ratified and confirmed, notwithstanding any failure to comply with the approval and filing provisions of the education law or any other law or any other statutory authority, rule or regulation, in relation to any omissions, error, defect, irregularity or illegality in such proceedings had and taken, and provided further that any amount due and payable to the Fredonia central school district for school years prior to the 2009-2010 school year as a result of this act shall be paid pursuant to the provisions of paragraph c of subdivision 5 of section 3604 of the education law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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S 3. The education department is hereby directed to consider the approved cost of the aforementioned project as a valid and proper obligation of the Fredonia central school district.

S 4. This act shall take effect immediately.